

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS (WORCESTER)

BUD'S GOODS & PROVISIONS CORP.,

Plaintiff, :
-v- : 4:22-cv-40002-TSH

JOHN DOE, LAM YAN WUN MERTON
and HSBC BANK USA

Defendants.

**DEFENDANT, LAM YAN WUN MERTON'S,
MOTION TO DISMISS FIRST AMENDED COMPLAINT**

Now comes the Defendant, Lam Yan Wun Merton (“Merton”), pursuant to Fed. R. Civ. P. 12(b)(2), and hereby submits this Motion to Dismiss First Amended Complaint as to all claims against him, on the grounds that this Court lacks personal jurisdiction over him. Specifically, the Plaintiff has not satisfied its burden of setting forth essential facts to support a *prima facie* showing that personal jurisdiction over Merton exists.

As is more fully described in his Memorandum of Law filed herewith and incorporated herein, Plaintiff's claims against Merton should be dismissed.

Respectfully submitted,
Defendant,
LAM YAN WUN MERTON,

Date: June 14, 2022

/s/ Jeffrey M. Rosin
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CERTIFICATE OF SERVICE

I, Jeffrey M. Rosin, hereby certify that on this 14th day of June, 2022, I caused the foregoing *Defendant's Motion to Dismiss First Amended Complaint* to be filed electronically with the Court and served upon all known counsel by first-class mail and email.

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/s/ Jeffrey M. Rosin